



**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Application No.: 10/727,029  
Filed: December 3, 2003  
Applicants: David A. Deemer, et al.  
Group Art Unit: 3727  
Title: Hot Fillable Container  
Attorney Docket No. 8330-000261

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Mail Stop Missing Parts  
Director of the United States Patent  
and Trademark Office  
P.O. Box 1450  
Alexandria, VA 22313-1450

**TRANSMITTAL OF ORIGINAL DECLARATION AND POWER OF ATTORNEY**

Sir:

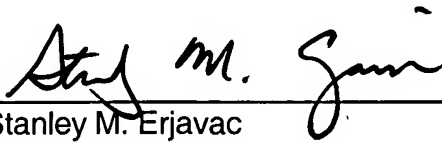
Pursuant to the "Notice to File Missing Parts of Nonprovisional Application, Filed Under 37 CFR 1.53(b) - Filing Date Granted", mailed March 4, 2004, enclosed is an original executed Declaration and Power of Attorney for the above-identified application and a copy of the Notice to File Missing Parts.

Enclosed please find a check in the amount of \$130.00 to cover the surcharge set forth under 37 CFR 1.16(e).

If for some reason Applicants have not paid a sufficient fee to prevent the abandonment of this application, please charge our Deposit Account No. 08-0750 for any further fees which may be due. A duplicate copy of this transmittal is enclosed for this purpose.

Respectfully submitted,  
HARNES, DICKEY & PIERCE, P.L.C.  
Attorneys for Applicants

By:



Stanley M. Erjavac  
Reg. No. 38,442

P.O. Box 828  
Bloomfield Hills, MI 48303  
(248) 641-1600

Dated: April 28, 2004

SME/ld  
Enclosures



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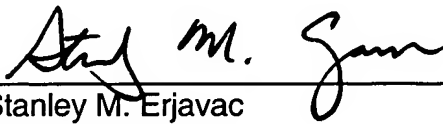
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# DECLARATION AND POWER OF ATTORNEY

Atty. Dkt. No.: 8330-000261

## DECLARATION

I hereby declare that:

Each inventor's residence, mailing address and citizenship are as stated below next to their name,

I believe the inventor(s) named below to be the original and first inventor(s) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

### HOT FILLABLE CONTAINER

the specification of which

- ☐ is attached hereto.  
or  
☒ was filed on December 3, 2003 as United States Application Number 10/727,029.

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR § 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

I hereby claim foreign priority benefits under 35 U.S.C. §§ 119(a)-(d) or (f), or 365(b) of any foreign application(s) for patent, inventor's or plant breeder's rights certificate(s), or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent, inventor's or plant breeder's rights certificate, or any PCT international application having a filing date before that of the application on which priority is claimed:

PRIOR FOREIGN APPLICATION(S)				
APPN. SERIAL NO.	COUNTRY	DATE FILED (MM/DD/YYYY)	PRIORITY CLAIM	
			Yes	No
			<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>

## **DECLARATION AND POWER OF ATTORNEY**

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. § 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

### **POWER OF ATTORNEY**

I hereby appoint each practitioner at Customer No. 27572 of Harness, Dickey & Pierce, P.L.C., my attorney with full power of substitution and revocation, to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith.

### **CORRESPONDENCE ADDRESS**

I request the Patent and Trademark Office to direct all correspondence and telephone calls relative to this application to Customer No. 27572, Harness, Dickey & Pierce, P.L.C., P. O. Box 828, Bloomfield Hills, Michigan 48303 (248) 641-1600.

## DECLARATION AND POWER OF ATTORNEY

**Full name of first inventor:** David A. Deemer

Inventor's signature: David A. Deemer

Date: MARCH 10, 2004

Residence: 520 North Scott Street, Adrian, Michigan 49221

Citizenship: United States of America

Mailing Address: Same as Residence

**Full name of second joint inventor:** Hassan Mourad

Inventor's signature: Hassan Mourad

Date: MARCH 11, 2004

Residence: 225 Selkirk Drive, Canton, Michigan 48187

Citizenship: Canadian

Mailing Address: Same as Residence